

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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United States of America,

Case No. 20-cr-0168 (WMW/ECW)

Plaintiff,

**ORDER ADOPTING REPORT AND  
RECOMMENDATION**

v.

Montez Terriel Lee, Jr.,

Defendant.

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This matter is before the Court on the December 18, 2020 Report and Recommendation (R&R) of United States Magistrate Judge Elizabeth Cowan Wright. (Dkt. 41.) No objections to the R&R have been filed. In the absence of timely objections, this Court reviews an R&R for clear error. *See* 28 U.S.C. § 636(b)(1); Fed. R. Crim. P. 59(b); *United States v. Newton*, 259 F.3d 964, 966 (8th Cir. 2001); *accord Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Having reviewed the R&R, the Court finds no clear error.

**ORDER**

Based on the R&R and all the files, record, and proceedings herein, **IT IS HEREBY ORDERED:**

1. The December 18, 2020 R&R, (Dkt. 41), is **ADOPTED**.
2. Defendant Montez Terriel Lee, Jr.'s motion to dismiss the indictment, (Dkt. 26), is **DENIED**.

Dated: February 3, 2021

s/Wilhelmina M. Wright  
Wilhelmina M. Wright  
United States District Judge